

3  
Justin D. Harris, #199112  
Evan A. Wright, #338401  
HARRIS LAW FIRM, PC  
7110 N. Fresno St., Suite 400  
Fresno, California 93720  
Telephone (559) 272-5700  
Facsimile (559) 554-9989

Attorneys for Defendant Esperanza Hansen Gonzalez

UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA  
FRESNO DIVISION

In re  
ESPERANZA HANSEN GONZALEZ,  
Debtor.

Case No. 21-11034-A-7

Chapter 7

ABLP PROPERTIES VISALIA, LLC, a  
Delaware limited liability company,

Adversary Proceeding No.: 21-01031

DCN: HLF-2

Plaintiff,

v.

ESPERANZA HANSEN GONZALEZ,  
Defendant.

**DECLARATION OF JUSTIN D. HARRIS  
IN SUPPORT OF EX PARTE  
APPLICATION FOR ORDER  
SHORTENING TIME FOR  
SERVICE OF NOTICE OF HEARING  
ON MOTION TO WITHDRAW AS  
COUNSEL**

Date: N/A

Time: N/A

Place: Dept. A, Courtroom 11, 5th Floor  
2500 Tulare Street, Fresno  
Hon. Jennifer E. Niemann

1 I, Justin D. Harris, declare and state as follows:

2 1. I am an attorney at law admitted to practice law before this Court and all of the  
3 Courts of the State of California. I am the owner of the law firm of Harris Law Firm, PC  
4 (“**HLF**”). I have personal knowledge of the matters contained in this declaration and if called  
5 as a witness, I could and would testify as set forth herein. As to any matters testified on  
6 information and belief, I believe them to be true.

7 2. This declaration is filed in support of the Ex Parte Application for Order  
8 Shortening Time for Service of Notice of Hearing on Motion to Withdraw as Counsel  
9 (the “**Application**”) for Debtor and Defendant, ESPERANZA HANSEN GONZALEZ  
10 (“**Debtor**”) from her non-dischargeability adversary proceeding.

11 3. Good cause exists for an order shortening time as an actual conflict of  
12 interest exists between Debtor and Counsel, consisting of me and Harris Law Firm, PC,  
13 which prevents us from continuing the representation and makes our withdrawal  
14 mandatory under the California Rules of Professional Conduct. In short, Debtor has  
15 accused me of professional negligence, which mandates my withdrawal as counsel. In  
16 addition, there has been a fundamental breakdown in the attorney-client relationship.  
17 This prevents us from effectively representing Debtor even if there were not an actual  
18 conflict of interest.

19 4. In light of the actual conflict of interest, I do not believe we can represent  
20 Debtor at the status conference hearing for the adversary proceeding currently scheduled  
21 for April 28, 2022, at 11:00 a.m. For this reason, an order shortening time is needed so  
22 that our Motion can be heard in advance of the status conference hearing. I want Debtor  
23 to have the opportunity to be heard at the status conference hearing to prevent prejudice  
24 to Debtor.

25 5. I did not bring this Application sooner as we earnestly hoped our disputes  
26 with Debtor could be resolved short of withdrawal and endeavored to make that happen.  
27 Now that an actual conflict of interest exists, however, I no longer have a choice and  
28 must withdraw consistent with the California Rules of Professional Conduct.

1           6. I do not believe any party would be prejudiced by shortened notice on the  
2 Motion as Counsel's withdrawal is mandatory, and Debtor may be heard at the status  
3 conference hearing *in propria persona*. Further, any opposition can be provided at the  
4 hearing per Local Rule 9014-1(f)(3) as written opposition is not required.

5           I declare under penalty of perjury under the laws of the United States that the foregoing  
6 is true and correct and that this declaration was executed on April 25, 2022 at Fresno,  
7 California.



Justin D. Harris